

10/29/2008

**CUSTOMER NO.: 38107  
EXPEDITED PROCEDURE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	)	Examiner: N. LAVERT
J. RUSSELL, et al.	)	
	)	Art Unit: 4123
Serial No.: 10/597,079	)	
	)	Confirmation: 6955
Filed: July 11, 2006	)	
	)	
For: ADAPTIVE	)	
PHYSIOLOGICAL	)	
MONITORING SYSTEM	)	
AND METHODS OF USING	)	
SAME	)	
	)	
Date of Last Office Action:	)	
August 22, 2008	)	
	)	
Attorney Docket No.:	)	Cleveland, OH 44114
PHUS040020US2 / PKRZ 2 01268	)	October 16, 2008

**AMENDMENT C**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is responsive to the *Final* Office Action of August 22, 2008.

Amendments to the claims are reflected in the listing of claims which begins on page 2.

Remarks begin on page 9.

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I certify that this AMENDMENT C and accompanying documents in connection with U.S. Serial No. 10/597,079 are being filed on the date indicated below by electronic transmission with the United States Patent and Trademark Office via the electronic filing system (EFS-Web).

October 17, 2008  
Date

Patricia A. Heim  
Patricia A. Heim

**DEPOSIT ACCOUNT**

The Patent Office is authorized to charge any fees associated with this filing to our deposit account no. 14-1270

Thomas M. Lundin  
Thomas M. Lundin, Reg. No. 48,979